

AMENDED

APPLICATION FOR PERMIT

Serial No. 15354

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office OCT 26 1953
 Returned to applicant for correction JAN 29 1954
 Corrected application filed MAR 29 1954

The undersigned Albert Romeo
Name of applicant
 of McGill, County of White Pine,
 State of Nevada, hereby make application for
 permission to appropriate the public waters of the State of Nevada, as
 hereinafter stated. (If applicant is a corporation, give date and place
 of incorporation.)

15354

ASSIGNED: On Aug. 22, 1962 by Albert & Phyllis
 City of Ely, a municipal corporation. Filed Dec. 4, 1962

3. The water to be used is from the
 4. The water is to be diverted from its source at the point
In the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 14, T. 17 N., R. 63 E., M.D.M. from which the
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
NW. Cor. of said Sec. 14 bears N. 33° 31' W., 1473 ft. dist.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

(a) Number of acres to be irrigated is 320
 (b) Description of land to be irrigated E $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 2, T. 17 N.,
Describe by legal subdivision, or if on unsurveyed land it should
R. 63 E., and N $\frac{1}{2}$ N $\frac{1}{2}$ Sec. 1, T. 17 N., R. 63 E., and the S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 36,
be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
T. 18 N., R. 63 E., M.D.B.&M.

(c) Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION

(d) Power to be developed is _____ horsepower.
 (e) Place of use _____
Give location of place of use by legal subdivision
 (f) Point of return of water to stream _____
Describe in same manner as point of diversion
 (g) State number and kinds of animals to be watered _____
 (h) Use will begin about _____ and end about _____, of each year.
Month Month

(i) Remarks Water covered by this application is water being pumped from
the Deep Ruth Shaft, Kellinsky and Star Pointer Mine Shafts, and waste
water and sewage water from the New Ruth Townsite which flows down
Robinson Canyon Channel and joins Murry Channel in the S $\frac{1}{2}$ of Section 16,
T. 16 N., R. 63 E., M.D.M., and continues in the natural channel to
the Point of Diversion.

DESCRIPTION OF PROPOSED WORKS

A dam, approximately 50 feet long and 5 feet high will be constructed at the Point of Diversion and a ditch, approximately 6 feet wide and 2 feet deep, constructed to the proposed Head Ditches and land to be irrigated.

5. Estimated cost of works \$1500.00

6. Estimated time required to construct works 3 years

Water herein applied for will be used on a Desert Land Entry being

7. Remarks processed by the Bureau of Land Management. It is estimated that Kennecott Copper Corporation ^{for use of applicant} is pumping the following quantities from these mine shafts: Deep Ruth, located in Sec. 10, 3500-3800 g.p.m.; Kellinsky, located in Sec. 15, 1250-1500 g.p.m., and the Star Pointer located in Sec. 15 (all in T. 16 N., R. 62 E., M.D.M.) 200-400 g.p.m.

/s/ Albert Romeo, Applicant.

By Albert Romeo

Compared A.P.-J.R.

This sheet inspected

Protested Apr. 23, 1954 by City of Ely, Engineer.

Protested May 21, 1954 by Kennecott Copper Corporation.

Protest overruled 5/25/56 APPROVAL OF STATE ENGINEER

See ruling 228

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights and with the understanding that any part of the right granted, which is made up of abandoned developed water, does not constitute a permanent right and does not in any manner obligate the Kennecott Copper Corporation to continue the waste and abandonment as it now exists. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 3.5

cubic feet per second, or a yearly duty of 4 acre-feet per acre of land irrigated.

Actual construction work shall begin on or before December 27, 1956

Proof of commencement of work shall be filed before January 27, 1957

Work must be prosecuted with reasonable diligence and be completed on or before December 27, 1957

Proof of completion of work shall be filed before January 27, 1958

Application of water to beneficial use shall be made on or before

December 27, 1962. Proof of the application of water to beneficial use must be filed with State Engineer on or before January 27, 1963

Map Filed JAN 14 1954

Proof of commencement of work filed DEC 20 1956

Proof of completion of work filed DEC 14 1959

WITNESS MY HAND AND SEAL this 27th day of June 1956

WITHDRAWN BY APPLICANT
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STATE ENGINEER

State Engineer.